

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

SID MILLER, et al., §  
§  
Plaintiffs, §  
§  
v. § Civil Action No. 4:21-cv-0595-O  
§  
TOM VILSACK, in his official capacity §  
as Secretary of Agriculture, §  
§  
Defendant. §

**ORDER**

Before the Court is Plaintiffs' Unopposed Motion for Leave to File Third Amended Complaint (ECF No. 131), filed November 10, 2021. Defendant had previously filed a Partial Motion to Dismiss arguing that the Court should dismiss Plaintiffs' Title VI claim because Title VI does not apply to Defendant. *See* Def.'s Mot. to Dismiss, ECF No. 89. Plaintiffs' amended complaint drops their Title VI claim. Noting the motion is unopposed, the Court **GRANTS** the Motion. Accordingly, Defendant's Motion to Dismiss (ECF No. 89) is **DISMISSED as moot**.

The Clerk is **DIRECTED** to file the document attached as Exhibit 2 to the Motion as Plaintiff's Third Amended Complaint (ECF No. 131-2).

**SO ORDERED** this 12th day of November 2020.

  
Reed O'Connor  
UNITED STATES DISTRICT JUDGE